

In the Supreme Court of the State of Idaho

IN RE: AMENDMENT OF IDAHO CRIMINAL RULE
(I.C.R. 46.2)

)
) ORDER
)

The Court having reviewed Idaho Criminal Rule 46.2, and the Court being fully informed;

NOW, THEREFORE, IT IS HEREBY ORDERED that the Idaho Criminal Rules as they appear in the volume published by the Idaho Code Commission be, and they are hereby, amended as follows:

1. That Rule 46.2 be, and the same is hereby, amended as follows:

Rule 46.2. No Contact Orders

(a) **Orders in Writing; Service; Form; Contents.** No contact orders issued pursuant to Idaho Code § 18-920 must be on the Supreme Court form found in Appendix A and served on or signed by the defendant. A defendant, who was not present when the order was initially issued, may request a hearing on the order. This request must be filed within seven (7) days of service of the order. The court must hold a hearing within fourteen (14) days of the filing of the request and must provide notice of the hearing to the protected person and the parties. Whenever a no contact order is issued, modified or terminated by the court, or the criminal case is dismissed, the clerk must immediately give written notification to the sheriff's office in the county in which the order was originally issued for entry into records systems.

IT IS FURTHER ORDERED that this order shall be effective July 1, 2017.

IT IS FURTHER ORDERED that notice of this Order shall be published in one issue of The Advocate.

DATED this 30 day of May, 2017.

By Order of the Supreme Court

R. Burdick

Roger S. Burdick, Chief Justice

ATTEST:

Stephen Kagan
Clerk

Stephen W. Kenyon, Clerk of the Supreme Court of the State of Idaho, do hereby certify that the above is a true and correct copy of the _____ entered in the above entitled cause and now on record in my office.

WITNESS my hand and the Seal of this Court.

STEPHEN W. KENYON

Clerk